



IFW 3753

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Ashe, et al.  
Serial No.: 10/511,259  
For: IMPROVED HEAT EXCHANGER TEMPERATURE CONTROL SYSTEM  
Filed: August 19, 2005  
Examiner: John K. Ford  
Art Unit: 3753  
Confirmation No.: 8671  
Customer No.: 27,623

Attorney Docket No.: 377.8116USU

**Mail Stop Amendment  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Dear Sir:

**AMENDMENT TRANSMITTAL**

We are enclosing a Response to the communication dated September 12, 2006 in the above-identified application.

Petition for extension of time pursuant to 37 C.F.R. §§ 1.136 and 1.137 is hereby made if, and to the extent, required. The fee for this extension of time is calculated to be \$\_\_\_\_\_ (small entity) to extend the time for filing this response until \_\_\_\_\_.

The fee for any change in number of claims has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest Number Previously Paid	Present Extra	Rate	
Total Claims	19	Minus	30	0	x \$50.00	\$
Independent Claims	1	Minus	3	0	x \$200.00	\$
MULTIPLE DEPENDENT CLAIM FEE				x \$360.00 = \$		
TOTAL FEE FOR CLAIM CHANGES				\$0.00		
1/2 FILING FEE FOR SMALL ENTITY				\$N/A		

The total fee for this amendment, including claim changes and any extension of time is calculated to be \$ 0 .

     A check in the amount of \$ 0 (small entity) is attached.

X The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to **Deposit Account No. 01-0467**. A duplicate copy of this Form is enclosed.

October 12, 2006

Date



Paul D. Greeley

Attorney for Applicant(s)

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**CERTIFICATE OF MAILING**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON October 12, 2006 .

Joanne A. Romaniello

NAME



SIGNATURE

10/12/06

DATE



**BY THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Robert Ashe and David Morris  
SERIAL NO. 10/511,259  
FILED: October 14, 2004  
TITLE: IMPROVED HEAT EXCHANGER TEMPERATURE  
CONTROL SYSTEM  
EXAMINER: FORD, JOHN K  
ART UNIT : 3753  
CONFIRMATION NO.: 8671  
USPTO CUSTOMER NO.: 27623

Attorney Docket No.: 377.8116USU

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE COMMUNICATION**

Dear Sir:

In the present application an Office Communication was mailed on September 12, 2006 indicating that Applicants did not list apparatus claims readable on the elected species. Please amend the application as follows:

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.